

1 prevention and early intervention strategies, and consumer and family involvement
2 for individuals with mental illness. At least 10% of the funds distributed shall be for
3 children with mental illness.

4 **SECTION 838.** 46.53 of the statutes is amended to read:

5 **46.53 Mental health treatment provider training.** From the
6 appropriation under s. 20.435 ~~(7)~~ (5) (md), the department may not distribute more
7 than \$182,000 in each fiscal year to provide training for mental health treatment
8 professionals on new mental health treatment approaches in working with special
9 populations, including seriously mentally ill individuals and children with serious
10 emotional disturbances, and on the use of new mental health treatment medications.

11 **SECTION 839.** 46.54 of the statutes is amended to read:

12 **46.54 Consumer and family self-help and peer-support programs.**
13 From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department shall distribute
14 \$874,000 in each fiscal year to increase support for mental health family support
15 projects, employment projects operated by consumers of mental health services,
16 mental health crisis intervention and drop-in projects, and public mental health
17 information activities.

18 **SECTION 840.** 46.55 (3m) of the statutes is amended to read:

19 **46.55 (3m)** Within the limits of available funding under s. 20.435 ~~(7)~~ (5) (mb),
20 the department shall award grants under this section in a total amount for all grants
21 of not more than \$250,000 in each fiscal year.

22 **SECTION 841.** 46.56 (1) (hm) of the statutes is created to read:

23 **46.56 (1) (hm)** “Multi-entity initiative” means an initiative including more
24 than one county or tribe that is established under sub. (2) (b).

1 **SECTION 842.** 46.56 (2) of the statutes is renumbered 46.56 (2) (a) and amended
2 to read:

3 46.56 (2) (a) If Except as provided in par. (b), if a county board of supervisors
4 establishes an initiative under s. 59.53 (7) or if a tribe establishes an initiative, the
5 county board or tribe shall appoint a coordinating committee and designate an
6 administering agency. The initiative may be funded by the county or tribe or the
7 county board of supervisors or tribe may apply for funding by the state in accordance
8 with sub. (15).

9 **SECTION 843.** 46.56 (2) (b) of the statutes is created to read:

10 46.56 (2) (b) A county may enter into an agreement with one or more other
11 counties or tribes to establish an initiative and a tribe may enter into an agreement
12 with one or more counties or tribes to establish an initiative. The parties to the
13 agreement shall designate in the agreement a single lead administrative county or
14 lead administrative tribe. The county board of the lead administrative county or the
15 lead administrative tribe shall appoint a coordinating committee and designate an
16 administering agency. The initiative may be funded by the participating entities, or
17 the county board of supervisors of the lead administrative county or the lead
18 administrative tribe may apply for funding by the state in accordance with sub. (15).

19 **SECTION 844.** 46.56 (3) (bm) of the statutes is created to read:

20 46.56 (3) (bm) 1. The coordinating committee of a multi-entity initiative shall
21 include representatives described under par. (a) 1. to 7. who are from any county or
22 tribe included in the multi-entity initiative, except that, of the representatives
23 described under par. (a) 1. to 7., the committee shall include at least one
24 representative from each county or tribe included in the initiative.

1 2. For purposes of a coordinating committee appointed for a multi-entity
2 initiative, a representative under par. (b) 1., 2., 4., 5., 6., 7., and 11. may be from any
3 county or tribe included in the multi-entity initiative.

4 **SECTION 845.** 46.56 (3) (d) 6. of the statutes is amended to read:

5 46.56 (3) (d) 6. If a county or tribe or a multi-entity initiative applies for
6 funding under sub. (15), assist the administering agency in developing the
7 application required under sub. (15) (b).

8 **SECTION 846.** 46.56 (3) (d) 14. of the statutes is amended to read:

9 46.56 (3) (d) 14. Establish target groups of children who are involved in 2 or
10 more systems of care and their families to be served by the initiative. For a county
11 or tribe or a multi-entity initiative that applies for funding under sub. (15), severely
12 emotionally disturbed children are required to be a priority target group.

13 **SECTION 847.** 46.56 (3) (f) of the statutes is created to read:

14 46.56 (3) (f) This subsection does not apply with respect to multi-entity
15 initiatives to the extent that the department has adopted requirements under sub.
16 (14) (e) that conflict with those contained in this subsection.

17 **SECTION 848.** 46.56 (4) (intro.) of the statutes is amended to read:

18 46.56 (4) ROLE OF ADMINISTERING AGENCY. (intro.) The Except when otherwise
19 provided in requirements established by the department under sub. (14) (e) that
20 apply with respect to multi-entity initiatives, the administering agency designated
21 under sub. (2) shall do all of the following:

22 **SECTION 849.** 46.56 (4) (d) of the statutes is amended to read:

23 46.56 (4) (d) If the county board of supervisors or tribe or a multi-entity
24 initiative decides to seek state funding under sub. (15), develop the application in
25 cooperation with the coordinating committee.

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SECTION 850. 46.56 (5) (intro.) of the statutes is amended to read:

46.56 (5) INTERAGENCY AGREEMENT. (intro.) An Except when otherwise provided in requirements established by the department under sub. (14) (e) that apply with respect to multi-entity initiatives, an interagency agreement shall include all of the following:

SECTION 851. 46.56 (6) (cr) of the statutes is renumbered 46.56 (6) (cr) 1. and amended to read:

46.56 (6) (cr) 1. Every Except as provided in subd. 2., every county and tribe that operates any initiative shall develop written policies and procedures specifying the selection process for the initiative coordinator.

SECTION 852. 46.56 (6) (cr) 2. of the statutes is created to read:

46.56 (6) (cr) 2. For a multi-entity initiative, the lead administrative county or the lead administrative tribe shall develop the written policies and procedures under subd. 1. specifying the selection process for the initiative coordinator.

SECTION 853. 46.56 (6) (e) of the statutes is created to read:

46.56 (6) (e) This subsection does not apply with respect to multi-entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

SECTION 854. 46.56 (7) (intro.) of the statutes is amended to read:

46.56 (7) ELIGIBILITY OF CHILDREN AND FAMILIES. (intro.) ~~Children~~ Except when otherwise provided in requirements established by the department under sub. (14) (e) that apply with respect to multi-entity initiatives, children who are involved in 2 of ~~or~~ more systems of care and their families shall be eligible for the initiative, except that the coordinating committee may establish specific additional criteria for eligibility for services and may establish certain target groups of children who are

involved in 2 or more systems of care to receive services. If target groups are established, only children falling within the target groups may be enrolled in the initiative. Any eligibility criteria shall meet all of the following conditions:

SECTION 855. 46.56 (8) (t) of the statutes is created to read:

46.56 (8) (t) This subsection does not apply with respect to multi-entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

SECTION 856. 46.56 (9) to (13) of the statutes are amended to read:

46.56 (9) IMMEDIATE CARE. Individual county departments, tribal agencies, other agencies, and other service providers shall provide immediate services and other resources as necessary and appropriate to children who are involved in 2 or more systems of care and their families who have been referred for an evaluation of eligibility for and appropriateness of enrollment in the initiative while assessment and planning take place. This subsection does not apply with respect to multi-entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

(10) RELATION TO OTHER SUPPORT PROGRAMS. In any county or for a tribe that has a family support program under s. 46.985 or other support programs, including comprehensive community services or ~~office of justice assistance~~ department of justice or department of corrections programs, the initiative shall coordinate its activities with the support programs. This subsection does not apply with respect to multi-entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

(11) CONFLICT MANAGEMENT. The department, administering agency, service coordination agencies, and service coordinators shall establish and use informal

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1 means for conflict management, including consultation, mediation, and independent
2 assessment, whenever possible. A formal conflict management policy shall be
3 established in writing by the coordinating committee for use by families, providers,
4 and other individuals involved in the initiative. This subsection does not apply with
5 respect to multi-entity initiatives to the extent that the department has adopted
6 requirements under sub. (14) (e) that conflict with those contained in this subsection.

7 (12) ADMINISTRATIVE APPEALS. Decisions by the service coordination agency
8 regarding eligibility, enrollment, denial, termination, reduction, or appropriateness
9 of services and decisions by the individuals designated by the coordinating
10 committee regarding eligibility, enrollment, or denial may be appealed to the
11 coordinating committee by a child who is a service applicant or recipient or by the
12 parent or guardian or guardian ad litem of the applicant or recipient. Decisions of
13 the coordinating committee may be appealed to the department under ch. 227. This
14 subsection does not apply with respect to multi-entity initiatives to the extent that
15 the department has adopted requirements under sub. (14) (e) that conflict with those
16 contained in this subsection.

17 (13) REVIEW OF ACTIONS BY INDIVIDUAL AGENCIES. Nothing in this section shall
18 limit, modify, or expand the rights, remedies, or procedures established in federal
19 statutes or regulations or state statutes or rules for individuals or families receiving
20 services provided by individual organizations that are participating in the
21 coordinated services plan of care. This subsection does not apply with respect to
22 multi-entity initiatives to the extent that the department has adopted requirements
23 under sub. (14) (e) that conflict with those contained in this subsection.

****NOTE: This is reconciled s. 46.56 (10). This SECTION has been affected by drafts
with the following LRB numbers: LRB-1221/1 and LRB-0839/P3.

1 **SECTION 857.** 46.56 (14) (b) (intro.) of the statutes is amended to read:

2 46.56 (14) (b) (intro.) The department shall provide, either directly or through
3 purchase of services, the following support services to the counties and tribes that
4 elect to participate in the initiative and to multi-entity initiatives:

5 **SECTION 858.** 46.56 (14) (d) of the statutes is amended to read:

6 46.56 (14) (d) Notwithstanding eligibility requirements for enrollment in the
7 initiative, if the state is funding the initiative in a particular county or for a tribe or
8 is funding a multi-entity initiative under sub. (15), the department may permit the
9 county ~~or~~, tribe, or multi-entity initiative to serve under this section any individual
10 who has a severe disability and who has not attained 22 years of age, and his or her
11 family, if the individual's mental, physical, sensory, behavioral, emotional, or
12 developmental disability or whose combination of multiple disabilities meets the
13 requirements specified in sub. (1) (om) 1. to 4.

14 **SECTION 859.** 46.56 (14) (e) of the statutes is created to read:

15 46.56 (14) (e) The department may establish additional requirements to apply
16 with respect to multi-entity initiatives, including requirements that conflict with
17 any requirements in subs. (3) to (13).

18 **SECTION 860.** 46.56 (15) (b) (intro.) of the statutes is amended to read:

19 46.56 (15) (b) (intro.) In order to apply for funds under this subsection, the
20 county board of supervisors or tribe or, for a multi-entity initiative, the county board
21 of the lead administrative county or the lead administrative tribe shall do all of the
22 following:

23 **SECTION 861.** 46.56 (15) (b) 4. of the statutes is amended to read:

24 46.56 (15) (b) 4. Submit a description of the existing services and other
25 resources in the county or tribe or in the area or areas served by a multi-entity

1 initiative for children who are involved in 2 or more systems of care, an assessment
2 of any gaps in services, and a plan for using the funds received under this subsection
3 or funds from other sources to develop or expand the initiative.

4 **SECTION 862.** 46.56 (15) (c) of the statutes is amended to read:

5 46.56 (15) (c) In order for a county or tribe or a multi-entity initiative to obtain
6 funds under this subsection, all of the participating agencies and organizations shall
7 provide matching funds that, in total, equal 20% of the requested funding. The
8 match may be cash or in-kind. The department shall determine what may be used
9 as in-kind match.

10 **SECTION 863.** 46.56 (15) (d) of the statutes is amended to read:

11 46.56 (15) (d) In order to apply for funding, a county or tribe or a multi-entity
12 initiative shall have a coordinating committee that meets the requirements under
13 sub. (3) (a) and (b), and, if applicable, sub. (3) (bm) that will carry out the
14 responsibilities under sub. (3) (d).

15 **SECTION 864.** 46.86 (1) of the statutes is amended to read:

16 46.86 (1) From the appropriation under s. 20.435 ~~(7)~~ (5) (md) the department
17 may award not more than \$125,500 in each fiscal year as grants to counties and
18 private nonprofit entities for treatment for pregnant women and mothers with
19 alcohol and other drug abuse treatment needs; mothers who have alcohol and other
20 drug abuse treatment needs and dependent children up to the age of 5 years; and the
21 dependent children up to the age of 5 years of those mothers. The grants shall be
22 awarded in accordance with the department's request-for-proposal procedures. The
23 grants shall be used to establish community-based programs, residential
24 family-centered treatment programs or home-based treatment programs. The
25 program under a grant must include alcohol and other drug abuse treatment

1 services, parent education, support services for the children of the women who are
2 enrolled in the program, vocational assistance and housing assistance. Any program
3 funded under this subsection must also provide follow-up aftercare services to each
4 woman and her children for at least 2 years after the date on which a woman has left
5 the program.

6 **SECTION 865.** 46.86 (2m) (b) of the statutes is amended to read:

7 46.86 **(2m)** (b) From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the
8 department shall distribute not more than \$79,500 in each fiscal year for residential
9 long-term treatment for alcohol and other drug abuse, including treatment with
10 respect to family relationships, antisocial behavior and employability, in a treatment
11 facility, as defined in s. 51.01 (19), in a 1st class city.

12 **SECTION 866.** 46.86 (3m) of the statutes is amended to read:

13 46.86 **(3m)** From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department
14 may not distribute more than \$900,000 in each fiscal year to fund a multidisciplinary
15 prevention and treatment team in Milwaukee County for cocaine-abusing women
16 and their children. The multidisciplinary prevention and treatment team must
17 coordinate its activities with other prevention and treatment programs in
18 Milwaukee County for cocaine-abusing women and their children. Residents from
19 other counties may be served by the multidisciplinary prevention and treatment
20 team. The department may carry forward funds distributed under this subsection,
21 but not encumbered by December 31, for distribution for the purpose under this
22 subsection in the following calendar year.

23 **SECTION 867.** 46.86 (5) of the statutes is amended to read:

24 46.86 **(5)** From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department
25 may not distribute more than \$235,000 in each fiscal year as a grant to ARC

1 Community Services, Inc., for women and children in Dane County, to provide
2 funding for staff of the center and transportation and meal expenses for chemically
3 dependent women who receive services from the center.

4 **SECTION 868.** 46.86 (6) (a) (intro.) of the statutes is amended to read:

5 46.86 **(6)** (a) (intro.) From the appropriation account under s. 20.435 ~~(7)~~ (5)
6 (md), the department may award up to \$1,330,800 in each fiscal year, and from the
7 appropriation account under s. 20.435 (5) (gb), the department may award not more
8 than \$319,500 in each fiscal year, as grants to counties and private entities to provide
9 community-based alcohol and other drug abuse treatment programs that do all of
10 the following:

11 **SECTION 869.** 46.90 (5m) (br) 5g. of the statutes is created to read:

12 46.90 **(5m)** (br) 5g. Refer the case to the department of financial institutions
13 if the financial exploitation, neglect, self-neglect, or abuse involves an individual
14 who is required to be registered under s. 202.13 or 202.14.

15 **SECTION 870.** 46.96 (2) of the statutes is amended to read:

16 46.96 **(2)** The department shall make grants from the appropriations under s.
17 20.435 (7) (c) ~~or (ke)~~ to independent living centers for nonresidential services to
18 severely disabled individuals.

19 **SECTION 871.** 47.02 (3m) (p) of the statutes is created to read:

20 47.02 **(3m)** (p) 1. From the appropriation under s. 20.445 (5) (n), in each fiscal
21 year, allocate \$600,000 of moneys received from the federal social security
22 administration for reimbursement of grants to independent living centers. The
23 department shall make grants to independent living centers for nonresidential
24 services to severely disabled individuals as defined in s. 46.96 (1) (b).

1 2. To be eligible to receive a grant under subd. 1., an independent living center
2 shall comply with the requirements under s. 46.96 (3m) (a) 1. to 3. and (am) 1. and
3 2.

4 **SECTION 872.** 48.06 (1) (title) of the statutes is amended to read:

5 48.06 (1) (title) COUNTIES WITH A POPULATION OF ~~500,000~~ 750,000 OR MORE.

6 **SECTION 873.** 48.06 (1) (a) 1. of the statutes is amended to read:

7 48.06 (1) (a) 1. In counties with a population of ~~500,000~~ 750,000 or more, the
8 department shall provide the court with the services necessary for investigating and
9 supervising child welfare and unborn child welfare cases under this chapter. The
10 department is charged with providing child welfare and unborn child welfare intake
11 and dispositional services and with administration of the personnel and services of
12 the child welfare and unborn child welfare intake and dispositional sections of the
13 department. The department shall include investigative services for all children and
14 unborn children alleged to be in need of protection or services to be provided by the
15 department.

16 **SECTION 874.** 48.06 (2) (title) of the statutes is amended to read:

17 48.06 (2) (title) COUNTIES WITH A POPULATION UNDER ~~500,000~~ 750,000.

18 **SECTION 875.** 48.06 (2) (a) of the statutes is amended to read:

19 48.06 (2) (a) In counties having less than ~~500,000~~ 750,000 population, the
20 county board of supervisors shall authorize the county department or court or both
21 to provide intake services required by s. 48.067 and the staff needed to carry out the
22 objectives and provisions of this chapter under s. 48.069. Intake services shall be
23 provided by employees of the court or county department and may not be
24 subcontracted to other individuals or agencies, except any county which had intake
25 services subcontracted from the county sheriff's department on April 1, 1980, may

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1 continue to subcontract intake services from the county sheriff's department. Intake
2 workers shall be governed in their intake work, including their responsibilities for
3 recommending the filing of a petition and entering into an informal disposition, by
4 general written policies which shall be formulated by the circuit judges for the
5 county, subject to the approval of the chief judge of the judicial administrative
6 district.

7 **SECTION 876.** 48.06 (3) of the statutes is amended to read:

8 48.06 (3) INTAKE SERVICES. The court, the department in a county having a
9 population of 500,000 750,000 or more, or the county department responsible for
10 providing intake services under s. 48.067 shall specify one or more persons to provide
11 intake services. If there is more than one such worker, one of the workers shall be
12 designated as chief worker and shall supervise other workers.

13 **SECTION 877.** 48.06 (4) of the statutes is amended to read:

14 48.06 (4) STATE AID. State aid to any county for court services under this section
15 shall be at the same net effective rate that each county is reimbursed for county
16 administration under s. 48.569. Counties having a population of less than 500,000
17 750,000 may use funds received under s. 48.569 (1) (d), including county or federal
18 revenue sharing funds allocated to match funds received under s. 48.569 (1) (d), for
19 the cost of providing court attached intake services in amounts not to exceed 50% 50
20 percent of the cost of providing court attached intake services or \$30,000 per county
21 per calendar year, whichever is less.

22 **SECTION 878.** 48.069 (1) (intro.) of the statutes is amended to read:

23 48.069 (1) (intro.) The staff of the department, the court, a county department
24 or a licensed child welfare agency designated by the court to carry out the objectives
25 and provisions of this chapter, or, in a county having a population of 500,000 750,000

1 or more, the department or an agency under contract with the department to provide
2 dispositional services, shall:

3 **SECTION 879.** 48.069 (2) of the statutes is amended to read:

4 48.069 (2) Except in a county having a population of ~~500,000~~ 750,000 or more,
5 licensed child welfare agencies and the department shall provide services under this
6 section only upon the approval of the agency from whom services are requested. In
7 a county having a population of ~~500,000~~ 750,000 or more, the department or, with the
8 approval of the department, a licensed child welfare agency shall provide services
9 under this section.

10 **SECTION 880.** 48.069 (3) of the statutes is amended to read:

11 48.069 (3) A court or county department responsible for disposition staff or, in
12 a county having a population of ~~500,000~~ 750,000 or more, the department may agree
13 with the court or county department responsible for providing intake services that
14 the disposition staff may be designated to provide some or all of the intake services.

15 **SECTION 881.** 48.07 (5) (b) 2. of the statutes is amended to read:

16 48.07 (5) (b) 2. On receipt of an application from a prospective court-appointed
17 special advocate, the court-appointed special advocate program, with the assistance
18 of the department of justice, shall conduct a background investigation of the
19 applicant. If the court-appointed special advocate program determines that any
20 information obtained as a result of the background investigation provides a
21 reasonable basis for further investigation, the court-appointed special advocate
22 program may require the applicant to be fingerprinted on 2 fingerprint cards, each
23 bearing a complete set of the applicant's fingerprints, or by other technologies
24 approved by law enforcement agencies. The department of justice may provide for
25 the submission of the fingerprint cards or fingerprints by other technologies to the

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1 federal bureau of investigation for the purposes of verifying the identification of the
2 applicant and obtaining the applicant's criminal arrest and conviction record. The
3 court-appointed special advocate program shall keep confidential all information
4 received from the department of justice and the federal bureau of investigation under
5 this subdivision.

6 **SECTION 882.** 48.345 (6m) of the statutes is amended to read:

7 48.345 (6m) If the report prepared under s. 48.33 (1) recommends that the child
8 is in need of a coordinated services plan of care and if an initiative under s. 46.56 has
9 been established ~~in~~ for the county or, for a child who is a member of a tribe, as defined
10 in s. 46.56 (1) (q), ~~by~~ for a tribe, the judge may order an assessment of the child and
11 the child's family for eligibility for and appropriateness of the initiative, and if
12 eligible for enrollment in the initiative, that a coordinated services plan of care be
13 developed and implemented.

14 **SECTION 883.** 48.355 (4) of the statutes is renumbered 48.355 (4) (a) and
15 amended to read:

16 48.355 (4) (a) Except as provided under s. 48.368, an order under this section
17 or s. 48.357 or 48.365 made before the child reaches 18 years of age that places or
18 continues the placement of the child in his or her home shall terminate ~~at the end~~
19 ~~of one year after its entry~~ the date on which the order is entered unless the judge
20 specifies a shorter period of time or the judge terminates the order sooner.

21 (b) Except as provided under s. 48.368, an order under this section or s. 48.357
22 or 48.365 made before the child reaches 18 years of age that places or continues the
23 placement of the child in a foster home, group home, or residential care center for
24 children and youth or in the home of a relative other than a parent shall terminate

1 ~~when on the latest of the following dates, unless the judge specifies a shorter period~~
2 ~~or the judge terminates the order sooner:~~

3 ~~1. The date on which the child reaches 18 years of age, at the end of~~

4 ~~2. The date that is one year after its entry, or, if the date on which the order is~~
5 ~~entered.~~

6 ~~3. If the child is a full-time student at a secondary school or its vocational or~~
7 ~~technical equivalent and is reasonably expected to complete the program before~~
8 ~~reaching 19 years of age, when the date on which the child reaches 19 years of age,~~
9 ~~whichever is later, unless the judge specifies a shorter period of time or the judge~~
10 ~~terminates the order sooner.~~

11 ~~(c) An order under this section or s. 48.357 or 48.365 relating to an unborn child~~
12 ~~in need of protection or services that is made before the unborn child is born shall~~
13 ~~terminate at the end of one year after its entry the date on which the order is entered~~
14 ~~unless the judge specifies a shorter period of time or the judge terminates the order~~
15 ~~sooner.~~

16 **SECTION 884.** 48.355 (4) (b) 4. of the statutes is created to read:

17 48.355 (4) (b) 4. If the child is a full-time student at a secondary school or its
18 vocational or technical equivalent and if an individualized education program under
19 s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

20 **SECTION 885.** 48.357 (6) of the statutes is renumbered 48.357 (6) (a) (intro.) and
21 amended to read:

22 48.357 (6) (a) (intro.) No change in placement may extend the expiration date
23 of the original order, except that if the change in placement is from a placement in
24 the child's home to a placement outside the home the court may extend the expiration

1 date of the original order to the latest of the following dates, unless the court specifies
2 a shorter period:

3 1. The date on which the child reaches 18 years of age, to the

4 2. The date that is one year after the date of on which the change in placement
5 order, or, if is entered.

6 3. If the child is a full-time student at a secondary school or its vocational or
7 technical equivalent and is reasonably expected to complete the program before
8 reaching 19 years of age, to the date on which the child reaches 19 years of age,
9 whichever is later, or for a shorter period of time as specified by the court.

10 (b) If the change in placement is from a placement outside the home to a
11 placement in the child's home and if the expiration date of the original order is more
12 than one year after the date of the change in placement order, the court shall shorten
13 the expiration date of the original order to the date that is one year after the date of
14 on which the change in placement order is entered or to an earlier date as specified
15 by the court.

16 **SECTION 886.** 48.357 (6) (a) 4. of the statutes is created to read:

17 48.357 (6) (a) 4. If the child is a full-time student at a secondary school or its
18 vocational or technical equivalent and if an individualized education program under
19 s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

20 **SECTION 887.** 48.365 (5) of the statutes is renumbered 48.365 (5) (a) and
21 amended to read:

22 48.365 (5) (a) Except as provided in s. 48.368, an order under this section that
23 continues the placement of a child in his or her home or that relates to an unborn
24 child of an adult expectant mother shall be for a specified length of time not to exceed
25 one year after its the date of entry on which the order is entered.

1 **(b)** Except as provided in s. 48.368, an order under this section that continues
2 the placement of a child in an out-of-home placement shall be for a specified length
3 of time not to exceed the latest of the following dates:

4 1. The date on which the child reaches 18 years of age,

5 2. The date that is one year after the date of entry of on which the order, or, if
6 is entered.

7 3. If the child is a full-time student at a secondary school or its vocational or
8 technical equivalent and is reasonably expected to complete the program before
9 reaching 19 years of age, the date on which the child reaches 19 years of age,
10 whichever is later.

11 **SECTION 888.** 48.365 (5) (b) 4. of the statutes is created to read:

12 48.365 (5) (b) 4. If the child is a full-time student at a secondary school or its
13 vocational or technical equivalent and if an individualized education program under
14 s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

15 **SECTION 889.** 48.385 of the statutes is amended to read:

16 **48.385 Plan for transition to independent living.** During the 90 days
17 immediately before a child who is placed in a foster home, group home, or residential
18 care center for children and youth or in the home of a relative other than a parent
19 attains 18 years of age or, if the child is placed in such a placement under an order
20 under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under
21 s. 48.355 (4) (b) or 938.355 (4) (am) after the child attains 18 years of age, during the
22 90 days immediately before the termination of the order, the agency primarily
23 responsible for providing services to the child under the order shall provide the child
24 with assistance and support in developing a plan for making the transition from
25 out-of-home care to independent living. The transition plan shall be personalized

1 at the direction of the child, shall be as detailed as the child directs, and shall include
2 specific options for obtaining housing, health care, education, mentoring and
3 continuing support services, and workforce support and employment services.

4 **SECTION 890.** 48.43 (7) of the statutes is renumbered 48.43 (7) (a) and amended
5 to read:

6 48.43 (7) (a) If the agency specified under sub. (1) (a) is the department and,
7 the department shall seek a permanent adoptive placement for the child or seek to
8 enter into a subsidized guardianship agreement under s. 48.623 (2) with a proposed
9 guardian of the child and petition the court for the appointment of that individual
10 as the guardian of the child under s. 48.977 (2).

11 (b) If a permanent adoptive or subsidized guardianship placement is not in
12 progress 2 years after entry of the order, the department may petition the court to
13 transfer legal custody of the child to a county department, except that the
14 department may not petition the court to transfer to a county department legal
15 custody of a child who was initially taken into custody under s. 48.195 (1). The court
16 shall transfer the child's legal custody to the county department specified in the
17 petition. The department shall remain the child's guardian.

18 **SECTION 891.** 48.48 (3m) (d) of the statutes is amended to read:

19 48.48 (3m) (d) The tribal court has signed a written contract that addresses
20 federal and state law and that provides that the tribal court will accept the return
21 of the legal custody or the legal custody and guardianship of the child if the
22 department petitions the tribal court to do so under s. 48.485 (2).

23 **SECTION 892.** 48.48 (8p) of the statutes is amended to read:

24 48.48 (8p) To reimburse tribes and county departments, from the
25 appropriation under s. 20.437 (1) (kz), for unexpected or unusually high-cost

1 out-of-home care placements of Indian children by tribal courts and for subsidized
2 guardianship payments under s. 48.623 (1) or (6) for guardianships of Indian
3 children ordered by tribal courts. In this subsection, “unusually high-cost
4 out-of-home care placements” means the amount by which the cost to a tribe or to
5 a county department of out-of-home care placements of Indian children by tribal
6 courts exceeds \$50,000 in a fiscal year.

7 **SECTION 893.** 48.48 (16m) of the statutes is amended to read:

8 48.48 (16m) To employ under the unclassified service in an office of the
9 department that is located in a 1st class city a director of the office of urban
10 development who shall be appointed by the secretary to serve at the pleasure of the
11 secretary and who shall coordinate the provision of child welfare services in a county
12 having a population of ~~500,000~~ 750,000 or more with the implementation of the
13 Wisconsin works program under ss. 49.141 to 49.161 in a county having a population
14 of ~~500,000~~ 750,000 or more.

15 **SECTION 894.** 48.48 (17) (a) (intro.) of the statutes is amended to read:

16 48.48 (17) (a) (intro.) In a county having a population of ~~500,000~~ 750,000 or
17 more, to administer child welfare services and to expend such amounts as may be
18 necessary out of any moneys which may be appropriated for child welfare services
19 by the legislature, which may be donated by individuals or private organizations or
20 which may be otherwise provided. The department shall also have authority to do
21 all of the following:

22 **SECTION 895.** 48.481 (1) (a) of the statutes is amended to read:

23 48.481 (1) (a) The department shall distribute ~~\$497,200~~ foster care
24 continuation grants in each fiscal year to counties for the purpose of supplementing
25 payments for the care of an individual who attains age 18 after 1986 and who resided

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1 in a home licensed under s. 48.62 for at least 2 years immediately prior to attaining
2 age 18 and, for at least 2 years, received payments for exceptional circumstances in
3 order to avoid institutionalization, as provided under rules promulgated by the
4 department, so that the individual may live in a family home or other
5 noninstitutional situation after attaining age 18. No county may use funds provided
6 under this paragraph to replace funds previously used by the county for this purpose.
7 Beginning in fiscal year 2013–14, a county is eligible to receive funding under this
8 paragraph only if the county received such funding in fiscal year 2012–13.

9 **SECTION 896.** 48.481 (2) of the statutes is created to read:

10 48.481 (2) TRANSITION TO INDEPENDENT LIVING. The department shall distribute
11 at least \$231,700 in each fiscal year to counties for the purpose of assisting
12 individuals who attain the age of 18 while residing in a foster home, group home, or
13 residential care center for children and youth or in the home of a relative other than
14 a parent to make the transition from out-of-home care to independent living. No
15 county may use funds provided under this subsection to replace funds previously
16 used by the county for this purpose.

17 **SECTION 897.** 48.485 of the statutes is renumbered 48.485 (1) and amended to
18 read:

19 48.485 (1) If the department accepts guardianship or legal custody or both from
20 a tribal court under s. 48.48 (3m), the department shall seek a permanent adoptive
21 placement for the child or seek to enter into a subsidized guardianship agreement
22 under s. 48.623 (2) with a proposed guardian of the child and petition the court for
23 the appointment of that individual as the guardian of the child under s. 48.977 (2)
24 or under a substantially similar tribal law.

1 (2) If a permanent adoptive or subsidized guardianship placement is not in
2 progress within 2 years after entry of the termination of parental rights order by the
3 tribal court, the department may petition the tribal court to transfer legal custody
4 or guardianship of the Indian child back to the Indian tribe, except that the
5 department may not petition the tribal court to transfer back to an Indian tribe legal
6 custody or guardianship of an Indian child who was initially taken into custody
7 under s. 48.195 (1).

8 **SECTION 898.** 48.487 (title) of the statutes is amended to read:

9 **48.487 (title) Tribal adolescent family services.**

10 **SECTION 899.** 48.487 (1m) of the statutes is amended to read:

11 48.487 (1m) TRIBAL ADOLESCENT FAMILY SERVICES ALLOCATION GRANTS. From the
12 appropriation account under s. 20.437 (1) (eg) (bd), the department may allocate
13 ~~\$210,000 in each fiscal year to provide the grants specified~~ distribute tribal family
14 services grants to the elected governing bodies of the Indian tribes in this state. An
15 elected governing body that receives a grant under this subsection may expend the
16 grant moneys received for any of the purposes specified in subs. (2), (3) (b), and (4m)
17 (b), (5) (b), (6), and (7) as determined by that body.

18 **SECTION 900.** 48.487 (2) of the statutes is amended to read:

19 48.487 (2) ADOLESCENT SELF-SUFFICIENCY SERVICES. ~~From the allocation under~~
20 ~~sub. (1m), the department may provide a grant annually in the amount of \$85,000~~
21 ~~to the~~ An elected governing body of an Indian tribe may expend moneys from a grant
22 received under sub. (1m) to provide services for adolescent parents which. Those
23 services shall emphasize high school graduation and vocational preparation,
24 training, and experience and may be structured so as to strengthen the adolescent
25 parent's capacity to fulfill parental responsibilities by developing social skills and

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1 increasing parenting skills. ~~The Indian tribe seeking to receive a grant to provide~~
2 ~~these~~ An Indian tribe that provides those services shall develop a proposed service
3 plan that is approved by the department.

4 **SECTION 901.** 48.487 (3) (b) of the statutes is amended to read:

5 48.487 (3) (b) ~~From the allocation under sub. (1m), the department may provide~~
6 ~~a grant annually in the amount of \$65,000 to the~~ An elected governing body of an
7 Indian tribe may expend moneys from a grant received under sub. (1m) to provide
8 ~~to high-risk adolescents pregnancy and parenthood prevention services which to~~
9 high-risk adolescents. Those services shall be structured so as to increase the
10 development of decision-making and communications skills, promote graduation
11 from high school, and expand career and other options and ~~which~~ may address needs
12 of adolescents with respect to pregnancy prevention.

13 **SECTION 902.** 48.487 (4m) (title) of the statutes is amended to read:

14 48.487 (4m) (title) ~~ADOLESCENT CHOICES PROJECT GRANTS~~ PROJECTS.

15 **SECTION 903.** 48.487 (4m) (b) (intro.) of the statutes is amended to read:

16 48.487 (4m) (b) (intro.) ~~From the allocation under sub. (1m), the department~~
17 ~~may provide a grant annually in the amount of \$60,000 to the~~ An elected governing
18 body of an Indian tribe ~~for the provision of~~ may expend moneys from a grant received
19 under sub. (1m) to provide information to members of the Indian tribe in order to
20 increase community knowledge about the problems of adolescents and to provide
21 information to and activities for adolescents, particularly female adolescents, in
22 order to enable the adolescents to develop skills with respect to all of the following:

23 **SECTION 904.** 48.487 (4m) (c) of the statutes is amended to read:

24 48.487 (4m) (c) ~~Each funded tribal project~~ An Indian tribe that provides
25 services under par. (b) shall provide those services in areas an area of the state as that

1 is approved by the Indian tribe and the department. The department shall
2 determine the boundaries of the regional areas prior to soliciting project grant
3 applications regions in this state within which the Indian tribes may provide services
4 under par. (b) before approving the service area of an Indian tribe under this
5 paragraph.

6 **SECTION 905.** 48.487 (4m) (d) of the statutes is amended to read:

7 48.487 (4m) (d) ~~Prior to making grants to applying Indian tribes under par. (b)~~
8 approving the service area of an Indian tribe under par. (c), the department shall
9 consider whether and how the ~~applying~~ Indian tribe proposes to coordinate its
10 services with other public or private resources, programs, or activities in the region
11 and the state.

12 **SECTION 906.** 48.487 (4m) (e) of the statutes is amended to read:

13 48.487 (4m) (e) The department shall work closely with the women's council
14 and the department of public instruction, on a continuing basis, concerning the scope
15 and direction of activities ~~under projects funded by the program~~ conducted under
16 par. (b).

17 **SECTION 907.** 48.487 (5) of the statutes is created to read:

18 48.487 (5) DOMESTIC ABUSE SERVICES. (a) In this subsection:

19 1. "Domestic abuse" means physical abuse, including a violation of s. 940.225
20 (1), (2), or (3), or any threat of physical abuse between adult family or adult household
21 members, by a minor family or minor household member against an adult family or
22 adult household member, by an adult against his or her adult former spouse or by an
23 adult against an adult with whom the person has a child in common.

24 2. "Domestic abuse services" means any of the following:

25 a. Shelter facilities or private home shelter care.

1 b. Advocacy and counseling for victims.

2 c. A 24-hour telephone service.

3 d. Community education.

4 3. “Family member” means a spouse, a parent, a child, or a person related by
5 blood or adoption to another person.

6 4. “Household member” means a person currently or formerly residing in a
7 place of abode with another person.

8 (b) Subject to pars. (c) and (d), an elected governing body of an Indian tribe may
9 expend moneys from a grant received under sub. (1m) to provide domestic abuse
10 services. If an elected governing body of an Indian tribe expends those moneys for
11 those services, the body shall provide matching funds or in-kind contributions in an
12 amount to be determined by the department. The department shall establish
13 guidelines regarding the types of contributions that qualify as in-kind contributions.

14 (c) An elected governing body of an Indian tribe may provide shelter facilities
15 only if the department of safety and professional services determines that the
16 physical plant of the facility will not be dangerous to the health or safety of the
17 residents when the facility is in operation. An elected governing body of an Indian
18 tribe may provide shelter facilities or private home shelter care only if the body
19 ensures that the following services will be provided either by that Indian tribe or by
20 another person:

21 1. A 24-hour telephone service.

22 2. Temporary housing and food.

23 3. Advocacy and counseling for victims.

24 4. Referral and follow-up services.

25 5. Arrangements for education of school-age children.

1 6. Emergency transportation to the shelter.

2 7. Community education.

3 (d) An Indian tribe that provides domestic abuse services under this subsection
4 shall report all of the following information to the department by February 15
5 annually:

6 1. The total expenditures that the Indian tribe made on domestic abuse services
7 in the previous tribal fiscal year.

8 2. The expenditures specified in subd. 1. by general category of domestic abuse
9 services provided.

10 3. The number of persons served in the previous tribal fiscal year by general
11 type of domestic abuse service.

12 4. The number of persons who were in need of domestic abuse services in the
13 previous tribal fiscal year but who did not receive the domestic abuse services that
14 they needed.

15 **SECTION 908.** 48.487 (7) of the statutes is created to read:

16 48.487 (7) CHILD WELFARE SERVICES. An elected governing body of an Indian
17 tribe may expend moneys from a grant received under sub. (1m) to provide child
18 welfare services as authorized under 42 USC 621 to 628b.

19 **SECTION 909.** 48.56 (title) of the statutes is amended to read:

20 **48.56 (title) Child welfare services in counties having populations of**
21 **less than 500,000 750,000.**

22 **SECTION 910.** 48.56 (1) of the statutes is amended to read:

23 48.56 (1) Each county having a population of less than 500,000 750,000 shall
24 provide child welfare services through its county department.

25 **SECTION 911.** 48.561 (title) of the statutes is amended to read:

1 **48.561 (title) Child welfare services in a county having a population of**
2 **~~500,000~~ 750,000 or more.**

3 **SECTION 912.** 48.561 (1) of the statutes is amended to read:

4 48.561 (1) The department shall provide child welfare services in a county
5 having a population of ~~500,000~~ 750,000 or more.

6 **SECTION 913.** 48.561 (2) of the statutes is amended to read:

7 48.561 (2) The department shall employ personnel in a county having a
8 population of ~~500,000~~ 750,000 or more who devote all of their time directly or
9 indirectly to child welfare services. Whenever possible, these personnel shall be
10 social workers certified under ch. 457.

11 **SECTION 914.** 48.561 (3) (a) (intro.) of the statutes is amended to read:

12 48.561 (3) (a) (intro.) A county having a population of ~~500,000~~ 750,000 or more
13 shall contribute \$58,893,500 in each state fiscal year for the provision of child welfare
14 services in that county by the department. That contribution shall be made as
15 follows:

16 **SECTION 915.** 48.561 (3) (b) of the statutes is amended to read:

17 48.561 (3) (b) The department of administration shall collect the amount
18 specified in par. (a) 3. from a county having a population of ~~500,000~~ 750,000 or more
19 by deducting all or part of that amount from any state payment due that county
20 under s. 79.035, 79.04, or 79.08. The department of administration shall notify the
21 department of revenue, by September 15 of each year, of the amount to be deducted
22 from the state payments due under s. 79.035, 79.04, or 79.08. The department of
23 administration shall credit all amounts collected under this paragraph to the
24 appropriation account under s. 20.437 (1) (kw) and shall notify the county from which
25 those amounts are collected of that collection. The department may not expend any

1 moneys from the appropriation account under s. 20.437 (1) (cx) for providing services
2 to children and families under s. 48.48 (17) until the amounts in the appropriation
3 account under s. 20.437 (1) (kw) are exhausted.

4 **SECTION 916.** 48.563 (1) (a) of the statutes is amended to read:

5 48.563 (1) (a) Within the limits of available federal funds and of the
6 appropriations under s. 20.437 (1) (b), (cx), (km), and (o), the department shall
7 distribute funds for children and family services to county departments as provided
8 in subs. (2), (3), (4), and (7m) and s. 48.986.

****NOTE: This is reconciled s. 48.563 (1) (a). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0068 and LRB-0070.

9 **SECTION 917.** 48.563 (3) of the statutes is renumbered 48.487 (6) and amended
10 to read:

11 48.487 (6) TRIBAL CHILD CARE. For An elected governing body of an Indian tribe
12 may expend moneys from a grant received under sub. (1m) to provide child care
13 services under 42 USC 9858, the department shall distribute not more than \$412,800
14 in each fiscal year from the appropriation account under s. 20.437 (1) (b) to Indian
15 tribes. An Indian tribe that receives funding under this subsection shall use that
16 funding to provide child care for an eligible child, as defined in 42 USC 9858n (4).

17 **SECTION 918.** 48.563 (4) of the statutes is created to read:

18 48.563 (4) POSTREUNIFICATION SERVICES. If a demonstration project authorized
19 under 42 USC 1320a-9 reduces the cost of providing out-of-home care for children
20 in a county having a population of 750,000 or more, from the appropriations under
21 s. 20.437 (1) (cx) and (o) the department may distribute the amount by which that
22 cost is reduced by that demonstration project in each fiscal year to county

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1 departments for services for children and families to prevent the reentry of children
2 into out-of-home care.

3 **SECTION 919.** 48.569 (1) (am) of the statutes is amended to read:

4 48.569 (1) (am) The department shall reimburse each county from the
5 appropriations under s. 20.437 (1) (b), (cx), (km), and (o) for children and family
6 services as approved by the department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

7 **SECTION 920.** 48.569 (1) (d) of the statutes is amended to read:

8 48.569 (1) (d) From the appropriations under s. 20.437 (1) (b), (cx), (km), and
9 (o), the department shall distribute the funding for children and family services,
10 including funding for foster care or subsidized guardianship care of a child on whose
11 behalf aid is received under s. 48.645 to county departments as provided under s.
12 48.563. County matching funds are required for the distribution under s. 48.563 (2).
13 Each county's required match for the distribution under s. 48.563 (2) shall be
14 specified in a schedule established annually by the department. Matching funds
15 may be from county tax levies, federal and state revenue sharing funds, or private
16 donations to the county that meet the requirements specified in sub. (1m). Private
17 donations may not exceed 25 percent of the total county match. If the county match
18 is less than the amount required to generate the full amount of state and federal
19 funds distributed for this period, the decrease in the amount of state and federal
20 funds equals the difference between the required and the actual amount of county
21 matching funds.

22 **SECTION 921.** 48.57 (3m) (a) 1. of the statutes is amended to read:

23 48.57 (3m) (a) 1. "Child" means a person under 18 years of age or; a person 18
24 years of age or over, but under 19 years of age, who is a full-time student in good
25 academic standing at a secondary school or its vocational or technical equivalent and

1 who is reasonably expected to complete his or her program of study and be granted
2 a high school or high school equivalency diploma; or a person 18 years of age or over,
3 but under 21 years of age, who is a full-time student in good academic standing at
4 a secondary school or its vocational or technical equivalent if an individualized
5 education program under s. 115.787 is in effect for the person.

6 **SECTION 922.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

7 48.57 (3m) (am) (intro.) From the ~~appropriation~~ appropriations under s. 20.437
8 (2) (dz), (md), (me), and (s), the department shall reimburse counties having
9 populations of less than 500,000 for payments made under this subsection and shall
10 make payments under this subsection in a county having a population of 500,000 or
11 more. Subject to par. (ap), a county department and, in a county having a population
12 of 500,000 or more, the department shall make payments in the amount of \$220 per
13 month to a kinship care relative who is providing care and maintenance for a child
14 if all of the following conditions are met:

15 **SECTION 923.** 48.57 (3n) (a) 1. of the statutes is amended to read:

16 48.57 (3n) (a) 1. “Child” means a person under 18 years of age ~~or~~; a person 18
17 years of age or over, but under 19 years of age, who is a full-time student in good
18 academic standing at a secondary school or its vocational or technical equivalent and
19 who is reasonably expected to complete his or her program of study and be granted
20 a high school or high school equivalency diploma; or a person 18 years of age or over,
21 but under 21 years of age, who is a full-time student in good academic standing at
22 a secondary school or its vocational or technical equivalent if an individualized
23 education program under s. 115.787 is in effect for the person.

24 **SECTION 924.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

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1 48.57 **(3n)** (am) (intro.) From the ~~appropriation~~ appropriations under s. 20.437
2 (2) ~~(dz), (md), (me), and (s),~~ the department shall reimburse counties having
3 populations of less than 500,000 for payments made under this subsection and shall
4 make payments under this subsection in a county having a population of 500,000 or
5 more. Subject to par. (ap), a county department and, in a county having a population
6 of 500,000 or more, the department shall make monthly payments for each child in
7 the amount ~~specified in sub. (3m) (am) (intro.)~~ of \$220 per month to a long-term
8 kinship care relative who is providing care and maintenance for that child if all of
9 the following conditions are met:

10 **SECTION 925.** 48.57 (3n) (am) 6. a. of the statutes is amended to read:

11 48.57 **(3n)** (am) 6. a. The date on which the child attains the age of 18 years;
12 or, if on that date the child is a full-time student in good academic standing at a
13 secondary school or its vocational or technical equivalent and is reasonably expected
14 to complete his or her program of study and be granted a high school or high school
15 equivalency diploma, the date on which the child is granted a high school or high
16 school equivalency diploma or the date on which the child attains the age of 19 years,
17 whichever occurs first; or, if on that date the child is a full-time student in good
18 academic standing at a secondary school or its vocational or technical equivalent and
19 an individualized education program under s. 115.787 is in effect for the child, the
20 date on which the child attains the age of 21 years.

21 **SECTION 926.** 48.57 (3p) (d) of the statutes is amended to read:

22 48.57 **(3p)** (d) If the person being investigated under par. (b) or (c) is a
23 nonresident, or at any time within the 5 years preceding the date of the application
24 has been a nonresident, or if the county department or, in a county having a
25 population of 500,000 or more, the department determines that the person's

1 employment, licensing or state court records provide a reasonable basis for further
2 investigation, the county department or department shall require the person to be
3 fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's
4 fingerprints, or by other technologies approved by law enforcement agencies. The
5 department of justice may provide for the submission of the fingerprint cards or
6 fingerprints by other technologies to the federal bureau of investigation for the
7 purposes of verifying the identity of the person fingerprinted and obtaining records
8 of his or her criminal arrest and conviction.

9 **SECTION 927.** 48.619 of the statutes is renumbered 48.619 (intro.) and amended
10 to read:

11 **48.619 Definition.** (intro.) In this subchapter, "child" means a person under
12 18 years of age ~~and also includes, for.~~ For purposes of counting the number of
13 children for whom a foster home or group home may provide care and maintenance,
14 "child" also includes a person 18 years of age or over, but who was residing in the
15 foster home or group home immediately prior to his or her 18th birthday and who
16 continues to reside in that foster home or group home, if any of the following applies:

17 (1) The person is under 19 years of age, who is a full-time student at a
18 secondary school or its vocational or technical equivalent, who and is reasonably
19 expected to complete the program before reaching 19 years of age, who was residing
20 in the foster home or group home immediately prior to his or her 18th birthday, and
21 who continues to reside in that foster home or group home.

22 **SECTION 928.** 48.619 (2) of the statutes is created to read:

23 48.619 (2) The person is under 21 years of age, is a full-time student at a
24 secondary school or its vocational or technical equivalent, and an individualized
25 education program under s. 115.787 is in effect for the person.

1 **SECTION 929.** 48.62 (4) of the statutes is amended to read:

2 48.62 (4) Monthly payments in foster care shall be provided according to the
3 rates specified in this subsection. Beginning on January 1, ~~2010~~ 2014, the rates are
4 ~~\$215~~ \$226 for care and maintenance provided for a child of any age by a foster home
5 that is certified to provide level one care, as defined in the rules promulgated under
6 sub. (8) (a) and, for care and maintenance provided by a foster home that is certified
7 to provide care at a level of care that is higher than ~~such~~ level one care, ~~\$349~~ \$375
8 for a child under 5 years of age; ~~\$381~~ \$410 for a child 5 to 11 years of age; ~~\$433~~ \$466
9 for a child 12 to 14 years of age; and ~~\$452~~ \$487 for a child 15 years of age or over.
10 Beginning on January 1, ~~2011~~ 2015, the rates are ~~\$220~~ \$232 for care and
11 maintenance provided for a child of any age by a foster home that is certified to
12 provide level one care, as defined in the rules promulgated under sub. (8) (a) and, for
13 care and maintenance provided by a foster home that is certified to provide care at
14 a level of care that is higher than ~~such~~ level one care, ~~\$366~~ \$384 for a child under 5
15 years of age; ~~\$400~~ \$420 for a child 5 to 11 years of age; ~~\$455~~ \$478 for a child 12 to 14
16 years of age; and ~~\$475~~ \$499 for a child 15 years of age or over. In addition to these
17 grants for basic maintenance, the department, county department, or licensed child
18 welfare agency shall make supplemental payments for foster care to a foster home
19 that is receiving an age-related rate under this subsection that are commensurate
20 with the level of care that the foster home is certified to provide and the needs of the
21 child who is placed in the foster home according to the rules promulgated by the
22 department under sub. (8) (c).

23 **SECTION 930.** 48.623 (1) (intro.) of the statutes is amended to read:

24 48.623 (1) ELIGIBILITY. (intro.) A county department or, ~~in a county having a~~
25 ~~population of 750,000 or more~~ as provided in sub. (3) (a), the department shall

1 provide monthly subsidized guardianship payments in the amount specified in sub.
2 (3) (b) to a guardian of a child under s. 48.977 (2) or under a substantially similar
3 tribal law if the county department or department determines that the conditions
4 specified in pars. (a) to (d) have been met. A county department or, ~~in a county having~~
5 ~~a population of 750,000 or more~~ as provided in sub. (3) (a), the department shall also
6 provide those payments for the care of a sibling of such a child, regardless of whether
7 the sibling meets the conditions specified in par. (a), if the county department or
8 department and the guardian agree on the appropriateness of placing the sibling in
9 the home of the guardian. A guardian of a child under s. 48.977 (2) or under a
10 substantially similar tribal law is eligible for monthly subsidized guardianship
11 payments under this subsection if the county department or, ~~in a county having a~~
12 ~~population of 750,000 or more~~, the department, whichever will be providing those
13 payments, determines that all of the following apply:

14 **SECTION 931.** 48.623 (3) (a) of the statutes is amended to read:

15 48.623 (3) (a) Except as provided in this paragraph, the county department
16 shall provide the monthly payments under sub. (1) or (6). The county department
17 shall provide those payments from moneys received under s. 48.48 (8p) or 48.569 (1)
18 (d). In a county having a population of 750,000 or more or in the circumstances
19 specified in s. 48.43 (7) (a) or 48.485 (1), the department shall provide the monthly
20 payments under sub. (1) or (6). The department shall provide those payments from
21 the appropriations under s. 20.437 (1) (dd) and (pd). ~~In any other county, the county~~
22 ~~department shall provide those payments from moneys received under s. 48.569 (1)~~
23 ~~(d).~~

***NOTE: This is reconciled s. 48.623 (3) (a). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0015/5 and LRB-0067/4.

SECTION 932

SECTION 932. 48.623 (3) (b) of the statutes is amended to read:

48.623 (3) (b) The county department or, as provided in par. (a), the department shall determine the amount of a monthly payment under sub. (1) or (6) for the care of a child shall equal based on the circumstances of the guardian and the needs of the child. That amount may not exceed the amount received under s. 48.62 (4) by the guardian of the child for the month immediately preceding the month in which the guardianship order was granted or a lesser amount if agreed to by the guardian and specified in the agreement under sub. (2) (b). A guardian or an interim caretaker who receives a monthly payment under sub. (1) or (6) for the care of a child is not eligible to receive a payment under s. 48.57 (3m) or (3n) or 48.62 (4) for the care of that child.

SECTION 933. 48.645 (2) (a) 2. of the statutes is amended to read:

48.645 (2) (a) 2. A county or, in a county having a population of ~~500,000~~ 750,000 or more, the department, on behalf of a child in the legal custody of a county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or on behalf of a child who was removed from the home of a relative as a result of a judicial determination that continuance in the home of a relative would be contrary to the child's welfare for any reason when the child is placed in a licensed residential care center for children and youth by the county department or the department. Reimbursement shall be made by the state as provided in subd. 1.

SECTION 934. 48.645 (2) (a) 3. of the statutes is amended to read:

48.645 (2) (a) 3. A county or, in a county having a population of ~~500,000~~ 750,000 or more, the department, when the child is placed in a licensed foster home, group home, or residential care center for children and youth or in a subsidized guardianship home by a licensed child welfare agency or by a governing body of an Indian tribe in this state or by its designee, if the child is in the legal custody of the

1 county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48
2 (17) or if the child was removed from the home of a relative as a result of a judicial
3 determination that continuance in the home of the relative would be contrary to the
4 child's welfare for any reason and the placement is made under an agreement with
5 the county department or the department.

6 **SECTION 935.** 48.651 (1) (intro.) of the statutes is amended to read:

7 48.651 (1) (intro.) ~~No~~ Except as provided in s. 49.155 (4) (c), no person, other
8 than a child care center licensed under s. 48.65 or established or contracted for under
9 s. 120.13 (14), may receive ~~reimbursement~~ payment for providing child care services
10 for an individual who is determined eligible for a child care subsidy under s. 49.155
11 unless the person is certified, according to the standards adopted by the department
12 under s. 49.155 (1d), by the department in a county having a population of 500,000
13 or more, a county department, or an agency with which the department contracts
14 under sub. (2). To be certified under this section, a person must meet the minimum
15 requirements for certification established by the department under s. 49.155 (1d),
16 meet the requirements specified in s. 48.685, and pay the fee specified in sub. (2).
17 The department in a county having a population of 500,000 or more, a county
18 department, or an agency contracted with under sub. (2) shall certify the following
19 categories of child care providers:

****NOTE: This is reconciled s. 48.651 (1) (intro.). This SECTION has been affected
by drafts with the following LRB numbers: LRB-0903/2 and LRB-1124/3.

20 **SECTION 936.** 48.659 of the statutes is amended to read:

21 **48.659 Child care quality rating system.** The department shall provide a
22 child care quality rating system that rates the quality of the child care provided by
23 a child care provider licensed under s. 48.65 that receives ~~reimbursement~~ payment

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1 under s. 49.155 for the child care provided or that volunteers for rating under this
2 section. The department shall make the rating information provided under that
3 system available to the parents, guardians, and legal custodians of children who are
4 recipients, or prospective recipients, of care and supervision from a child care
5 provider that is rated under this section, including making that information
6 available on the department's Internet site.

7 **SECTION 937.** 48.685 (2) (bm) of the statutes is amended to read:

8 48.685 (2) (bm) If the person who is the subject of the search under par. (am),
9 (ar), or (b) 1. is not a resident of this state, or if at any time within the 3 years
10 preceding the date of the search that person has not been a resident of this state, or
11 if the department, county department, agency contracted with under s. 48.651 (2),
12 child welfare agency, school board, or entity determines that the person's
13 employment, licensing, or state court records provide a reasonable basis for further
14 investigation, the department, county department, contracted agency, child welfare
15 agency, school board, or entity shall make a good faith effort to obtain from any state
16 or other United States jurisdiction in which the person is a resident or was a resident
17 within the 3 years preceding the date of the search information that is equivalent to
18 the information specified in par. (am) 1., (ar), or (b) 1. a. The department, county
19 department, contracted agency, child welfare agency, school board, or entity may
20 require the person to be fingerprinted on 2 fingerprint cards, each bearing a complete
21 set of the person's fingerprints, or by other technologies approved by law enforcement
22 agencies. The department of justice may provide for the submission of the
23 fingerprint cards or fingerprints by other technologies to the federal bureau of
24 investigation for the purposes of verifying the identity of the person fingerprinted
25 and obtaining records of his or her criminal arrests and convictions.

1 **SECTION 938.** 48.685 (2) (br) of the statutes is created to read:

2 48.685 (2) (br) If the person who is the subject of a search under par. (am) or
3 (b) 1. has, or is seeking, a license to operate a child care center under s. 48.65,
4 certification as a child care provider under s. 48.651, or a contract under s. 120.13
5 (14) to operate a child care program, or is an adult nonclient resident or caregiver of
6 such an entity, and if the entity is receiving, or wishes to receive, reimbursement
7 under s. 49.155 for providing child care services, the department, county
8 department, agency contracted with under s. 48.651 (2), or school board shall require
9 the person to be fingerprinted on 2 fingerprint cards, each bearing a complete set of
10 the person's fingerprints, or by other technologies approved by law enforcement
11 agencies, unless the person has previously been fingerprinted under this paragraph.
12 The department of justice may provide for the submission of the fingerprint cards or
13 fingerprints by other technologies to the federal bureau of investigation for the
14 purposes of verifying the identity of the person fingerprinted and obtaining records
15 of his or her criminal arrests and convictions.

16 **SECTION 939.** 48.685 (8) of the statutes is amended to read:

17 48.685 (8) The department, the department of health services, a county
18 department, an agency contracted with under s. 48.651 (2), a child welfare agency,
19 or a school board may charge a fee for obtaining the information required under sub.
20 (2) (am), or (ar), or (3) (a) or (am) ~~or~~, for providing information to an entity to enable
21 the entity to comply with sub. (2) (b) 1. or (3) (b), or for obtaining fingerprints under
22 sub. (2) (bm) or (br). The fee may not exceed the reasonable cost of obtaining the
23 information or fingerprints. No fee may be charged to a nurse aide, as defined in s.
24 146.40 (1) (d), for obtaining or maintaining information or fingerprints if to do so
25 would be inconsistent with federal law.

1 **SECTION 940.** 48.78 (2) (k) of the statutes is created to read:

2 48.78 (2) (k) Paragraph (a) does not prohibit the department of children and
3 families from providing to the department of revenue, upon request, information
4 concerning a recipient of payments under s. 48.57 (3m) or (3n) or aid under s. 48.645,
5 including information contained in the electronic records of the department of
6 children and families, solely for the purposes of administering state taxes, including
7 verifying a claim for a state tax refund or a refundable state tax credit, and collecting
8 debts owed to the department of revenue. Any information obtained by the
9 department of revenue under this paragraph is subject to the confidentiality
10 provisions specified in s. 71.78.

11 **SECTION 941.** 48.975 (3) (a) 1. of the statutes is amended to read:

12 48.975 (3) (a) 1. Except as provided in subd. 3., for support of a child who was
13 in foster care or subsidized guardianship care immediately prior to placement for
14 adoption, the department shall determine the initial amount of adoption assistance
15 for maintenance ~~shall be equivalent to~~ based on the circumstances of the adoptive
16 family and the needs of the child. That amount may not exceed the amount of that
17 the child's foster care or subsidized guardianship care payment at the time that the
18 agreement under sub. (4) (a) is signed ~~or a lesser amount if agreed to by the proposed~~
19 ~~adoptive parents and specified in that agreement.~~

20 **SECTION 942.** 48.975 (3) (a) 2. of the statutes is amended to read:

21 48.975 (3) (a) 2. Except as provided in subd. 3., for support of a child not in foster
22 care or subsidized guardianship care immediately prior to placement for adoption,
23 the department shall determine the initial amount of adoption assistance for
24 maintenance ~~shall be equivalent to~~ based on the circumstances of the adoptive family
25 and the needs of the child. That amount may not exceed the uniform foster care rate

1 applicable to the child that is in effect at the time that the agreement under sub. (4)
2 (a) is signed ~~or a lesser amount if agreed to by the proposed adoptive parents and~~
3 ~~specified in that agreement.~~

4 **SECTION 943.** 48.975 (4) (a) of the statutes is amended to read:

5 48.975 (4) (a) Except in extenuating circumstances, as defined by the
6 department by rule promulgated under sub. (5) (a), a written agreement to provide
7 adoption assistance shall be made prior to adoption. An agreement to provide
8 adoption assistance may be made only for a child who, at the time of placement for
9 adoption, is in the guardianship of the department or ~~other agency~~ a county
10 department authorized to place children for adoption, is in the guardianship of an
11 American Indian tribal agency in this state, ~~or is~~ in a subsidized guardianship under
12 s. 48.623, or is otherwise eligible for adoption assistance payments under 42 USC 673
13 (a) (2) (A).

14 **SECTION 944.** 48.977 (3r) of the statutes is amended to read:

15 48.977 (3r) SUBSIDIZED GUARDIANSHIP. Subsidized guardianship payments
16 under s. 48.623 (1) may not be made to a guardian of a child unless a subsidized
17 guardianship agreement under s. 48.623 (2) is entered into before the guardianship
18 order is granted and the court either terminates any order specified in sub. (2) (a) or
19 dismisses any proceeding in which the child has been adjudicated in need of
20 protection or services as specified in sub. (2) (a). If a child's permanency plan calls
21 for placement of the child in the home of a guardian and the provision of monthly
22 subsidized guardianship payments to the guardian, the petitioner under sub. (4) (a)
23 shall include in the petition under sub. (4) (b) a statement of the determinations
24 made under s. 48.623 (1) and a request for the court to include in the court's findings
25 under sub. (4) (d) a finding confirming those determinations. If the court confirms

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1 those determinations, appoints a guardian for the child under sub. (2), and either
2 terminates any order specified in sub. (2) (a) or dismisses any proceeding in which
3 the child is adjudicated to be in need of protection or services as specified in sub. (2)
4 (a), the county department or, ~~in a county having a population of 750,000 or more,~~
5 as provided in s. 48.623 (3) (a), the department shall provide monthly subsidized
6 guardianship payments to the guardian under s. 48.623 (1).

7 **SECTION 945.** 48.981 (3) (c) 5m. of the statutes is amended to read:

8 48.981 (3) (c) 5m. ~~If the~~ The county department or, in a county having a
9 population of 500,000 or more, the department or a licensed child welfare agency
10 under contract with the department ~~determines~~ may include in a determination
11 under subd. 4. a determination that a specific person has abused or neglected a child,
12 ~~If the county department, department, or licensed child welfare agency, within 15~~
13 makes an initial determination that a specific person has abused or neglected a child,
14 the county department, department, or licensed child welfare agency shall provide
15 that person with an opportunity for a review of that initial determination in
16 accordance with rules promulgated by the department before the county
17 department, department, or licensed child welfare agency may make a final
18 determination that the person has abused or neglected a child. Within 5 days after
19 the date of the a final determination, that a specific person has abused or neglected
20 a child, the county department, department, or licensed child welfare agency shall
21 notify the person in writing of the determination, the person's right to appeal a
22 contested case hearing on the determination under ch. 227, and the procedure
23 procedures under sub. 5p. by which the person may appeal the determination, and
24 ~~the person may appeal the determination in accordance with the procedures~~
25 ~~established by the department under this subdivision. The department shall~~

1 ~~promulgate rules establishing procedures for conducting an appeal under this~~
2 ~~subdivision. Those procedures shall include a procedure permitting an appeal~~
3 ~~receive that hearing.~~

4 5p. A person determined under subd. 4. to have abused or neglected a child has
5 the right to a contested case hearing on that determination under ch. 227. To receive
6 that hearing, the person must send to the department a written request for a hearing
7 under s. 227.44 within 10 days after the date of the notice under subd. 5m. of the
8 determination. The department shall commence the hearing within 90 days after
9 receipt of the request for the hearing, unless the hearing is rescheduled on the
10 request of the person requesting the hearing or the contested case proceeding is held
11 in abeyance as provided in this subdivision, and shall issue a final decision within
12 60 days after the close of the hearing. Judicial review of the final administrative
13 decision following the hearing may be had by any party to the contested case
14 proceeding as provided in ch. 227. The person presiding over a contested case
15 proceeding under this subdivision to be held may hold the hearing in abeyance
16 pending the outcome of any criminal proceedings or any proceedings under s. 48.13
17 based on the alleged abuse or neglect or the outcome of any investigation that may
18 lead to the filing of a criminal complaint or a petition under s. 48.13 based on the
19 alleged abuse or neglect.

20 **SECTION 946.** 48.982 (4) (b) (intro.) of the statutes is renumbered 48.982 (4) (b)
21 and amended to read:

22 48.982 (4) (b) A grant may be awarded only to an organization that agrees to
23 match the grant at least 10 percent of the amount received, or a larger percentage
24 at the board's discretion, through money or in-kind services, as follows:

25 **SECTION 947.** 48.982 (4) (b) 1. of the statutes is repealed.

1 **SECTION 948.** 48.982 (4) (b) 2. of the statutes is repealed.

2 **SECTION 949.** 48.982 (6) (a) of the statutes is amended to read:

3 48.982 (6) (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (ma),
4 and (q), the board shall award grants to organizations in accordance with the
5 request-for-proposal procedures developed under sub. (2) (a). From the
6 appropriations under s. 20.433 (1) (b), (g), (h), (i), (k), (m), (ma), and (q), the board
7 shall provide technical assistance to organizations in accordance with those
8 procedures. ~~No organization may receive a grant or grants under this subsection~~
9 ~~totaling more than \$150,000 in any year.~~

10 **SECTION 950.** 48.982 (6) (am) of the statutes is repealed.

11 **SECTION 951.** 49.131 (2) of the statutes is amended to read:

12 49.131 (2) ~~If the necessary authorization under sub. (1) is granted, and except~~
13 ~~as provided in sub. (3) Subject to receiving any necessary approval from the~~
14 ~~appropriate federal agency under sub. (1), the department may implement a~~
15 program to deliver by an electronic benefit transfer system any benefit that is
16 administered by the department ~~and that the department designates by rule.~~

17 **SECTION 952.** 49.131 (3) of the statutes is repealed.

18 **SECTION 953.** 49.137 (4) (a) of the statutes is amended to read:

19 49.137 (4) (a) Developing and recommending to the department a system of
20 higher ~~reimbursement~~ payment rates or a program of grants for child care providers
21 that meet the quality of care standards established under s. 49.132 (4) (e), 1995 stats.

22 **SECTION 954.** 49.141 (1) (n) of the statutes is amended to read:

23 49.141 (1) (n) “Trial employment match program job” means a work component
24 of Wisconsin works Works administered under s. 49.147 (3).

25 **SECTION 955.** 49.143 (2) (a) 2. of the statutes is amended to read:

1 49.143 (2) (a) 2. Identify and encourage employers to provide permanent jobs
2 for persons who are eligible for trial employment match program jobs or community
3 service jobs.

4 **SECTION 956.** 49.143 (2) (a) 3. of the statutes is amended to read:

5 49.143 (2) (a) 3. Create, and encourage others to create, subsidized jobs for
6 persons who are eligible for trial employment match program jobs or community
7 service jobs.

8 **SECTION 957.** 49.143 (2) (a) 4. of the statutes is amended to read:

9 49.143 (2) (a) 4. Create, and encourage others to create, on-the-job training
10 sites for persons who are eligible for trial employment match program jobs or
11 community service jobs.

12 **SECTION 958.** 49.143 (2) (a) 5. of the statutes is amended to read:

13 49.143 (2) (a) 5. Foster and guide the entrepreneurial efforts of participants
14 who are eligible for trial employment match program jobs or community service jobs.

15 **SECTION 959.** 49.143 (2) (a) 6. of the statutes is amended to read:

16 49.143 (2) (a) 6. Provide mentors, both from its membership and from
17 recruitment of members of the community, to provide job-related guidance,
18 including assistance in resolving job-related issues and the provision of job leads or
19 references, to persons who are eligible for trial employment match program jobs or
20 community service jobs.

21 **SECTION 960.** 49.143 (2) (ct) of the statutes is repealed.

22 **SECTION 961.** 49.143 (2r) of the statutes, as affected by 2011 Wisconsin Act 32,
23 is amended to read:

24 49.143 (2r) **JOB PROGRAMS.** A Wisconsin Works agency shall collaborate with
25 the local workforce development board to connect individuals seeking employment

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1 with employment opportunities, including the trial job employment match program
2 under s. 49.147 (3).

3 **SECTION 962.** 49.147 (1) of the statutes is amended to read:

4 49.147 (1) DEFINITION. In this section, "unsubsidized employment" means
5 employment, including self-employment and entrepreneurial activities, for which
6 the ~~Wisconsin Works agency provides no wage subsidy to the employer including~~
7 ~~self-employment and entrepreneurial activities~~ receives no wage subsidy.

8 **SECTION 963.** 49.147 (1m) (b) of the statutes is amended to read:

9 49.147 (1m) (b) If the Wisconsin Works agency determines that the appropriate
10 placement for an individual is in unsubsidized employment or a trial employment
11 match program job and that the individual needs and wishes to pursue basic
12 education, including a course of study meeting the standards established under s.
13 115.29 (4) (a) for the granting of a declaration of equivalency of high school
14 graduation, the Wisconsin Works agency shall pay for the basic education services
15 identified in the employability plan developed for the individual.

16 **SECTION 964.** 49.147 (2) (am) 2. of the statutes is amended to read:

17 49.147 (2) (am) 2. A Wisconsin Works agency shall, every 30 days, review the
18 provision of case management services to an individual under this paragraph, if the
19 individual is not successful in obtaining unsubsidized employment after legitimate
20 efforts to secure employment, to determine whether the individual should be placed
21 in a trial employment match program job, community service job, or transitional
22 placement. The department shall promulgate rules that specify the criteria for the
23 review process under this subdivision.

24 **SECTION 965.** 49.147 (3) (title) of the statutes is amended to read:

25 49.147 (3) (title) TRIAL JOBS EMPLOYMENT MATCH PROGRAM.

1 **SECTION 966.** 49.147 (3) (a) of the statutes is amended to read:

2 49.147 (3) (a) *Administration.* A Wisconsin Works agency shall administer a
3 trial job employment match program as part of its administration of the Wisconsin
4 Works program to improve the employability of individuals who ~~are not~~ otherwise
5 are not able to obtain unsubsidized employment, as determined by the Wisconsin
6 Works agency, by providing work experience and training to assist them to move
7 promptly into unsubsidized employment. In determining an appropriate placement
8 for a participant, a Wisconsin Works agency shall give priority to placement under
9 this subsection over placements under subs. (4) and (5).

10 (ac) *Employer subsidies and reimbursements.* The Wisconsin Works agency
11 shall pay ~~a wage subsidy~~ to an employer that employs a participant under this
12 subsection ~~and that agrees to make a good faith effort to retain the participant as a~~
13 ~~permanent unsubsidized employee after the wage subsidy is terminated. The wage~~
14 ~~subsidy may not exceed \$300 per month for full-time employment of a participant.~~
15 ~~For less than full-time employment of a participant during a month, the wage~~
16 ~~subsidy may not exceed a dollar amount determined by multiplying \$300 by a~~
17 ~~fraction, the numerator of which is the number of hours worked by the participant~~
18 ~~in the month and the denominator of which is the number of hours that would be~~
19 ~~required for full-time employment in that month. a wage subsidy in an amount that~~
20 is negotiated between the Wisconsin Works agency and the employer but that is not
21 less than the state or federal minimum wage that applies to the participant. The
22 wage subsidy shall be paid for each hour that the participant actually works, up to
23 a maximum of 40 hours per week. In addition to paying the wage subsidy, the
24 Wisconsin Works agency may, as negotiated between the Wisconsin Works agency

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1 and the employer, reimburse the employer for all or a portion of other costs that are
2 attributable to the employment of the participant, including any of the following:

3 **SECTION 967.** 49.147 (3) (ac) 1. of the statutes is created to read:

4 49.147 (3) (ac) 1. Federal social security and Medicare taxes.

5 **SECTION 968.** 49.147 (3) (ac) 2. of the statutes is created to read:

6 49.147 (3) (ac) 2. State and federal unemployment contributions or taxes.

7 **SECTION 969.** 49.147 (3) (ac) 3. of the statutes is created to read:

8 49.147 (3) (ac) 3. Worker's compensation insurance premiums.

9 **SECTION 970.** 49.147 (3) (am) of the statutes is amended to read:

10 49.147 (3) (am) *Education or training activities.* A trial employment match
11 program job includes education and training activities, as prescribed by the
12 employer as an integral part of work performed in the trial job employment match
13 program employment.

14 **SECTION 971.** 49.147 (3) (c) of the statutes is amended to read:

15 49.147 (3) (c) *Time-limited participation.* A participant under this subsection
16 may participate in a trial employment match program job for a maximum of 3 6
17 months, with an opportunity for a 3-month extension under circumstances
18 determined by the Wisconsin Works agency. A participant may participate in more
19 than one trial employment match program job, but may not exceed a total of 24
20 months of participation under this subsection. The months need not be consecutive.
21 The department or, with the approval of the department, the Wisconsin Works
22 agency may grant an extension of the 24-month limit on a case-by-case basis if the
23 participant has made all appropriate efforts to find unsubsidized employment and
24 has been unable to find unsubsidized employment because local labor market

1 conditions preclude a reasonable job opportunity for that participant, as determined
2 by a Wisconsin Works agency and approved by the department.

3 **SECTION 972.** 49.147 (3) (d) of the statutes is created to read:

4 49.147 (3) (d) *Employer effort to retain, refer, or evaluate participant.* An
5 employer that employs a participant under this subsection and receives a wage
6 subsidy shall agree to make a good faith effort to retain the participant as a
7 permanent unsubsidized employee after the wage subsidy ends, although nothing in
8 this subsection requires an employer to retain a participant as a permanent
9 unsubsidized employee after the wage subsidy ends. An employer shall also agree
10 that, if the employer does not retain a participant as a permanent unsubsidized
11 employee, the employer will serve as an employment reference for the participant or
12 provide to the Wisconsin Works agency a written performance evaluation of the
13 participant, including recommendations for improvements.

14 **SECTION 973.** 49.147 (3) (e) of the statutes is created to read:

15 49.147 (3) (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a),
16 an individual who would be eligible for a job under this subsection except that the
17 individual is a noncustodial parent of a dependent child is eligible for placement
18 under this subsection, subject to s. 49.159 (1) (b) 2., if the individual is eligible for
19 services and benefits under s. 49.159 (1) (a).

20 **SECTION 974.** 49.147 (3m) of the statutes is repealed.

21 **SECTION 975.** 49.147 (4) (a) of the statutes is amended to read:

22 49.147 (4) (a) *Administration.* A Wisconsin ~~works~~ Works agency shall
23 administer a community service job program as part of its administration of
24 Wisconsin ~~works~~ Works to improve the employability of an individual who is not
25 otherwise able to obtain employment, as determined by the Wisconsin ~~works~~ Works

1 agency, by providing work experience and training, if necessary, to assist the
2 individual to move promptly into unsubsidized public or private employment or a
3 trial employment match program job. In determining an appropriate placement for
4 a participant, a Wisconsin ~~works~~ Works agency shall give placement under this
5 subsection priority over placements under sub. (5). Community service jobs shall be
6 limited to projects that the department determines would serve a useful public
7 purpose or projects the cost of which is partially or wholly offset by revenue generated
8 from such projects. After each 6 months of an individual's participation under this
9 subsection and at the conclusion of each assignment under this subsection, a
10 Wisconsin ~~works~~ Works agency shall reassess the individual's employability.

11 **SECTION 976.** 49.147 (4) (b) of the statutes is amended to read:

12 49.147 (4) (b) *Time-limited participation.* An individual may participate in a
13 community service job for a maximum of 6 months, with an opportunity for a
14 3-month extension under circumstances approved by the department. An
15 individual may participate in more than one community service job, but may not
16 exceed a total of 24 months of participation under this subsection. The months need
17 not be consecutive. The department or, with the approval of the department, the
18 Wisconsin Works agency may grant an extension to the 24-month limit on a
19 case-by-case basis if the Wisconsin Works agency determines that the individual
20 has made all appropriate efforts to find unsubsidized employment and has been
21 unable to find unsubsidized employment because local labor market conditions
22 preclude a reasonable employment opportunity in unsubsidized employment for that
23 participant, as determined by a Wisconsin Works agency and approved by the
24 department, and if the Wisconsin Works agency determines, and the department

1 agrees, that no trial employment match program job opportunities are available in
2 the specified local labor market.

3 **SECTION 977.** 49.147 (4m) of the statutes is repealed.

4 **SECTION 978.** 49.147 (5) (a) 3. of the statutes is amended to read:

5 49.147 (5) (a) 3. The Wisconsin works Works agency determines that the
6 individual is incapable of performing a trial employment match program job or
7 community service job.

8 **SECTION 979.** 49.147 (6) (b) 2. of the statutes is repealed.

9 **SECTION 980.** 49.147 (6) (c) of the statutes is amended to read:

10 49.147 (6) (c) *Distribution Funding and administration.* From the
11 appropriation appropriations under s. 20.437 (2) (jL) and (md), the department shall
12 distribute allocate funds for job access loans to a Wisconsin Works agency agencies,
13 which shall administer the loans in accordance with rules promulgated by the
14 department.

15 **SECTION 981.** 49.147 (6) (e) of the statutes is created to read:

16 49.147 (6) (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a),
17 an individual who would be eligible for a job access loan under par. (a) except that
18 the individual is a noncustodial parent of a dependent child is eligible to receive a job
19 access loan under this subsection.

20 **SECTION 982.** 49.148 (1) (a) of the statutes is amended to read:

21 49.148 (1) (a) *Trial employment match program jobs.* For a participant in a trial
22 employment match program job, the amount established in the contract between the
23 Wisconsin works Works agency and the trial employment match program job
24 employer, but not less than minimum wage for every hour actually worked in the
25 trial employment match program job, not to exceed 40 hours per week paid by the

1 employer. Hours spent participating in education and training activities under s.
2 49.147 (3) (am) shall be included in determining the number of hours actually
3 worked.

4 **SECTION 983.** 49.148 (1) (b) 1. of the statutes is amended to read:

5 49.148 (1) (b) 1. Except as provided in subd. 1m., for a participant in a
6 community service job under s. 49.147 (4), a monthly grant of \$653, ~~paid by the~~
7 ~~Wisconsin Works agency.~~ For every hour that the participant misses work or
8 education or training activities without good cause, the grant amount shall be
9 reduced by \$5. Good cause shall be determined by the financial and employment
10 planner in accordance with rules promulgated by the department. Good cause shall
11 include required court appearances for a victim of domestic abuse. If a participant
12 in a community service job under s. 49.147 (4) is required to work fewer than 30 hours
13 per week because the participant has unsubsidized employment, as defined in s.
14 49.147 (1), the grant amount under this paragraph shall equal the amount specified
15 under subd. 1m. minus \$5 for each hour that the participant misses work or
16 education or training activities without good cause.

17 **SECTION 984.** 49.148 (1) (b) 1m. (intro.) of the statutes is amended to read:

18 49.148 (1) (b) 1m. (intro.) Except as provided in subd. 1., the ~~Wisconsin works~~
19 ~~agency~~ department or an entity contracting with the department shall pay a
20 participant in a community service job the following:

21 **SECTION 985.** 49.148 (1) (b) 3. of the statutes is amended to read:

22 49.148 (1) (b) 3. For a participant in a community service job who participates
23 in technical college education under s. 49.147 (5m), a monthly grant of \$653, ~~paid by~~
24 ~~the Wisconsin Works agency.~~ For every hour that the participant misses work or
25 other required activities without good cause, the grant amount shall be reduced by